

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

IN RE: VALSARTAN, LOSARTAN, AND IRBESARTAN PRODUCTS LIABILITY LITIGATION	MDL No. 2875
THIS DOCUMENT RELATES TO ALL CASES	HON. ROBERT B. KUGLER CIVIL NO. 19-2875 (RBK)

CERTIFICATION OF C. BRETT VAUGHN IN SUPPORT OF
PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO EXCLUDE THE
GENERAL CAUSATION OPINION OF PLAINTIFFS' EXPERT MAHYAR ETMINAN,
PHARMD, MSC

C. BRETT VAUGHN, hereby certifies as follows:

1. I am an attorney at law within the State of Kansas with the Hollis Law Firm, and serve on the Plaintiff's Executive Committee. I am fully familiar with the facts and circumstances of these actions. I make this Certification in support of Plaintiffs' opposition to Defendants' motion to exclude the general causation opinions of Mahyar Etminan, PharmMD, MSC.

2. Attached hereto as **Exhibit A** is a true and accurate copy of the July 6th, 2021 report of Mahyar Etminan.

3. Attached hereto as **Exhibit B** is a true and accurate copy of the Liteplo & Meek, *Concise International Chemical Assessment Document 38 – N-Nitrosodimethylamine* (WHO 2002).

4. Attached hereto as **Exhibit C** is a true and accurate copy of Anderson, Souliotis, Chhabra, Moskal, Harbaugh, and Kyrtopoulos, *N-nitrosodimethylamine-derived O(6)-methylguanine in DNA of monkey gastrointestinal and urogenital organs and enhancement by ethanol*, INT. J. CANCER 66, 130-4 (Mar. 1996).

5. Attached hereto as **Exhibit D** is a true and accurate copy of the August 24, 2021 deposition transcript of Mahyar Etminan.

6. Attached hereto as **Exhibit E** is a true and accurate copy of *Geiss v. Target Corp.*, No. 09–2208 (RBK/KMW), 2013 WL 4675377 (D.N.J. 2013).

7. Attached hereto as **Exhibit F** is a true and accurate copy of the August 1, 2021 report of Dr. Jon Fryzek.

8. Attached hereto as **Exhibit G** is a true and accurate copy of Gomm, Röthlein, Schüssel, Brückner, Schröder, Hess, Frötschl, Broich, & Haenisch, *N-Nitrosodimethylamine-Contaminated Valsartan and the Risk of Cancer—A Longitudinal Cohort Study Based on German Health Insurance Data*, DTSCH. ARZTEBL INT. 118, 358, 359 (2021).

9. Attached hereto as **Exhibit H** is a true and accurate copy of the August 25, 2021 deposition transcript of Mahyar Etminan.

10. Attached hereto as **Exhibit I** is a true and accurate copy of the September 30, 2021 deposition transcript of Jon P. Fryzek, Ph.D.

11. Attached hereto as **Exhibit J** is a true and accurate copy of the September 16, 2021 deposition transcript of Michael B. Bottorr, Pharm.D.

12. Attached hereto as **Exhibit K** is a true and accurate copy of the July 6, 2021 report of Dipak Panigraphy, MD.

13. Attached hereto as **Exhibit L** is a true and accurate copy of *Player v. Motiva Enterprises LLC*, No. Civ. 02–3216(RBK), 2006 WL 166452 (D.N.J. January 20, 2006).

HOLLIS LAW FIRM
Attorneys for Plaintiffs

By: /s/ C. Brett Vaughn

Dated: December 1, 2021